

Senate Engrossed

State of Arizona  
Senate  
Forty-fifth Legislature  
First Regular Session  
2001

CHAPTER 97

# SENATE BILL 1211

AN ACT

PROVIDING FOR THE TRANSFER OF EXCESS ASSETS IN THE FIRE FIGHTERS' RELIEF AND PENSION FUND TO THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Election to transfer excess assets from the fire  
3 fighters' relief and pension fund to the public  
4 safety personnel retirement system

5 Notwithstanding any other law, if a fire district that is organized  
6 pursuant to section 48-803, Arizona Revised Statutes, and that has  
7 twenty-five or more full-time fire fighters, excluding fire fighters employed  
8 by the fire district pursuant to a contract with a corporation, elects to  
9 provide coverage to its full-time fire fighters under the public safety  
10 personnel retirement system pursuant to section 38-851, Arizona Revised  
11 Statutes, any amount accumulated pursuant to title 9, chapter 8, article 3,  
12 Arizona Revised Statutes, that is in excess of the amount necessary to  
13 provide benefits for voluntary fire fighters may be transferred to the public  
14 safety personnel retirement fund for the purpose of paying any past, present  
15 or future service cost attributable to the full-time fire fighters who are  
16 included in the public safety personnel retirement system either at the time  
17 the fire district executes its joinder agreement with the public safety  
18 personnel retirement system or thereafter. Before transferring any amounts  
19 to the public safety personnel retirement system, the fire district board  
20 shall determine by actuarial procedures prescribed by the fund manager of the  
21 public safety personnel retirement system the amount necessary to remain in  
22 the fund established pursuant to title 9, chapter 8, article 3, Arizona  
23 Revised Statutes, to fully fund any benefits accrued for volunteer fire  
24 fighters as of the date or dates of the proposed transfer of monies as  
25 permitted in this section.

26 Sec. 2. Time and manner of transfer of excess assets from the  
27 fire fighters' relief and pension fund to the public  
28 safety personnel retirement system

29 Excess assets in the fire fighters' relief and pension fund established  
30 pursuant to title 9, chapter 8, article 3, Arizona Revised Statutes, that a  
31 fire district elects to transfer to the public safety personnel retirement  
32 system as provided in section 1 of this act may be transferred in a lump sum  
33 at the time the fire district executes its joinder agreement with the public  
34 safety personnel retirement system or may be transferred in installments or  
35 in any other manner allowed by the fund manager of the public safety  
36 personnel retirement system.

37 Sec. 3. Time of election

38 A fire district shall elect to transfer assets from the fire fighters'  
39 relief and pension fund established pursuant to title 9, chapter 8, article  
40 3, Arizona Revised Statutes, to the public safety personnel retirement system  
41 as provided in section 1 of this act on or before December 31, 2002.

42 Sec. 4. Savings clause

43 The provisions of this act shall remain in effect and shall govern any  
44 transfers to the public safety personnel retirement system with respect to  
45 any fire district that makes an election to transfer assets from the fire

1 fighters' relief and pension fund established pursuant to title 9, chapter  
2 8, article 3, Arizona Revised Statutes, and that executes a joinder agreement  
3 with the public safety personnel retirement system on or before December 31,  
4 2002.

5       Sec. 5. Retroactivity

6       This act is effective retroactively to from and after December 31,  
7 2000.

8       Sec. 6. Delayed repeal

9       This act is repealed from and after December 31, 2006.

APPROVED BY THE GOVERNOR APRIL 11, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 12, 2001.

Passed the House April 04, 20 01,

by the following vote: 60 Ayes,

0 Nays, 0 Not Voting

[Signature]  
Speaker of the House

Norman L. Moore  
Chief Clerk of the House

Passed the Senate February 5, 20 01,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]  
President of the Senate

Chasmin Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5 day of April, 20 01.

at 1:07 o'clock P M.

[Signature]  
Secretary to the Governor

Approved this 11<sup>th</sup> day of

April, 20 01,

at 1:46 o'clock P M.

[Signature]  
Governor of Arizona

S.B. 1211

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 12 day of April, 2001,

at 3:36 o'clock P M.  
[Signature]  
Secretary of State